IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.2965 OF 1999

The Intelligence Officer,
Narcotics Control Bureau, Mumbai ...Applicant

Versus

Kinit Jayantilal Amin @ Aditya Patel
@ Sanjay Raval @ Sanjay Kumar
Raval & Anr. ...Respondents

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Mr.D.A.Nalavade for Applicant.

Mr.K.V.Saste, A.P.P. for Respondent No.2.

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CORAM: A.M.KHANWILKAR, J.

DECEMBER 17, 2004.

P.C.

1. Heard Mr.Nalavade for the Applicant. None appears for Respondent No.1, who is the contesting Respondent, though served and having entered appearance. The arguments which were canvassed before Justice H.L.Gokhale are re-iterated before me. The said arguments, prima facie, found favour

with Justice H.L.Gokhale, as can be discerned from the order dated 8th December 1999. Mr.Nalavade informs that the trial is still pending, as the co-accused is stated to be absconding. I would adopt the reasons which weighed with Justice Gokhale, as mentioned in the order dated 8th December 1999, particularly in Paragraph 8. Those reasons are sufficient in my opinion to set aside the order passed by the Court below releasing the Respondent No.1 on bail. Accordingly this Application succeeds. The order granting bail in favour of Respondent No.1 is set-aside. The Trial Court is, however, directed to proceed with the trial as expeditiously as possible and preferably conclude the trial within six months from the date of receipt of writ of this Court, if necessary by separating the trial of the absconding co-accused.

2. Application disposed of on the above terms.

A.M.KHANWILKAR, J.